

**PUBLIC HEARING  
DECEMBER 16, 2002**

A PUBLIC HEARING was held on Monday, December 16, 2002, at 6:53 p.m. in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, South Carolina, to solicit public comment, written or oral, on Bill No. **02-63**, an Ordinance authorizing Berkeley County, South Carolina, to enter into a second addendum to that certain real property lease purchase agreement E. and H. Ross/Charleston Industrial, LLC.

Present: Mr. James H. Rozier, Jr., Supervisor-Chairman; Mr. Milton Farley, Councilmember District No. 1; Mrs. Judith K. Spooner, Councilmember District No. 2; Mr. William E. Crosby, Councilmember District No. 3; Mr. Charles E. Davis, Councilmember District No. 4; Mr. Steve M. Vaughn, Councilmember District No. 5; Mrs. Judy C. Mims, Councilmember District No. 6; Mr. Caldwell Pinckney, Jr. Councilmember District No. 7; Mr. Steve C. Davis, Councilmember District No. 8; Mr. D. Mark Stokes, County Attorney, and Ms. Barbara B. Austin, Clerk to County Council.

The requirements of the Freedom of Information Act have been complied with by posting of the time, date, place and agenda of this Public Hearing of Berkeley County Council at the entrance of the Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, published in THE POST AND COURIER on November 27, 2002, as evidenced by attached copy of Affidavits of Publication, and a copy of such notice was mailed to all Council Members, the News media, and other interested citizens.

Chairman Rozier stated this Public Hearing was held to solicit public comment, written or oral, on Bill No. 02-63, an Ordinance authorizing Berkeley County, South Carolina, to enter into a second addendum to that certain real property lease purchase agreement with E. and H. Ross/Charleston Industrial, LLC.

Chairman Rozier asked if there were any public comments. There were none and the Public Hearing was declared ended at 6:54 p.m.

S/Barbara B. Austin  
Clerk to County Council

January 27, 2003  
Date Approved

## **AGENDA FOR PUBLIC HEARING**

Public Hearings to solicit public comment, written or oral, will be held on Monday December 16, 2002, at 6:45 p. m., or as soon thereafter as may be heard following other public hearings, in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, S. C., in regard to Bill No. 02-63, An Ordinance authorizing Berkeley County, South Carolina (the "County") to enter into a second addendum to that certain real property lease purchase agreement with E. and H. Ross/Charleston Industrial, LLC, a subordination, non-disturbance and attornment agreement with State Farm Life Insurance Company and such other documents and agreements in connection therewith as approved by the Chairman/Supervisor of County Council which agreements include (a) the consent of the County to the merger of McNaughton Apparel Holdings Inc. into Norton McNaughton of Squire, Inc., (b) the consent of the County to the partial assignment of the real property lease purchase agreement by E. and H. Ross/Charleston Industrial, LLC to North Point Park, LLC and (c) at the election of Norton McNaughton of Squire, Inc., E. and H. Ross/Charleston Industrial, LLC, North Point Park, LLC, and State Farm Life Insurance Company, either (i) the conversion of the fee-in-lieu of taxes arrangement into a non-leasehold arrangement under Chapter 44 of Title 12 of the South Carolina Code of Laws (together with the reconveyance to E. and H. Ross/Charleston Industrial, LLC of the real property leased by E. and H. Ross/Charleston Industrial, LLC from the County under the real property lease purchase agreement) or (ii) the acceptance by the County of title to the real property with respect to the second phase of the project and the lease of such real property back to North Point Park, LLC pursuant to the terms of the real property lease purchase agreement and authorizing the execution and delivery of said addendums, documents and agreements.

CALL TO ORDER

STATEMENT OF PURPOSE OF HEARING

PUBLIC DISCUSSION

ADJOURNMENT

December 11, 2002  
S/Barbara B. Austin  
Clerk to County Council